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PCT

Translation

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY  
(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

|   |   |   |
|---|---|---|
| Applicant's or agent's file reference<br>TO-PCT-1407  | FOR FURTHER ACTION<br>See Form PCT/IPEA/416                                 |   |
| International application No.<br>PCT/JP2003/015444  | International filing date (day/month/year)<br>02 December 2003 (02.12.2003) | Priority date (day/month/year)<br>04 December 2002 (04.12.2002) |
| International Patent Classification (IPC) or national classification and IPC<br>E05B 49/00, B60R 25/00, 25/04 |   |   |
| Applicant<br>KABUSHIKI KAISHA TOSHIBA   |   |   |

|  |  |
|--|--|
| 1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.   |  |
| 2. This REPORT consists of a total of <u>5</u> sheets, including this cover sheet.   |  |
| 3. This report is also accompanied by ANNEXES, comprising:   |  |
| a. <input type="checkbox"/> (sent to the applicant and to the International Bureau) a total of _____ sheets, as follows:   |  |
| <input type="checkbox"/>   | sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions). |
| <input type="checkbox"/>   | sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.              |
| b. <input type="checkbox"/> (sent to the International Bureau only) a total of _____, containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions). |  |
| 4. This report contains indications relating to the following items:   |  |
| <input checked="" type="checkbox"/> Box No. I  | Basis of the report  |
| <input type="checkbox"/> Box No. II  | Priority   |
| <input type="checkbox"/> Box No. III   | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability   |
| <input type="checkbox"/> Box No. IV  | Lack of unity of invention   |
| <input checked="" type="checkbox"/> Box No. V  | Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement  |
| <input type="checkbox"/> Box No. VI  | Certain documents cited  |
| <input checked="" type="checkbox"/> Box No. VII  | Certain defects in the international application   |
| <input type="checkbox"/> Box No. VIII  | Certain observations on the international application  |

|   |  |
|---|--|
| Date of submission of the demand<br>05 July 2004 (05.07.2004) | Date of completion of this report<br>15 November 2004 (15.11.2004) |
| Name and mailing address of the IPEA/JP                       | Authorized officer   |
| Facsimile No.   | Telephone No.  |

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/JP2003/015444

## Box No. I Basis of the report

1. With regard to the language, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.

- ☐ This report is based on translations from the original language into the following language \_\_\_\_\_, which is language of a translation furnished for the purpose of:
- ☐ international search (under Rules 12.3 and 23.1(b))
  - ☐ publication of the international application (under Rule 12.4)
  - ☐ international preliminary examination (under Rules 55.2 and/or 55.3)

2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

- ☒ The international application as originally filed/furnished
- ☐ the description:
- pages \_\_\_\_\_, as originally filed/furnished
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☐ the claims:
- pages \_\_\_\_\_, as originally filed/furnished
- pages\* \_\_\_\_\_, as amended (together with any statement) under Article 19
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☐ the drawings:
- pages \_\_\_\_\_, as originally filed/furnished
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☐ a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.

3. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, Nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_
- ☐ any table(s) related to sequence listing (*specify*): \_\_\_\_\_

4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, Nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_
- ☐ any table(s) related to sequence listing (*specify*): \_\_\_\_\_

\* If item 4 applies, some or all of those sheets may be marked "superseded."

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/JP03/15444

**Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement****1. Statement**

|                               |        |            |     |
|-------------------------------|--------|------------|-----|
| Novelty (N)                   | Claims | 5-15, 19   | YES |
|                               | Claims | 1-4, 16-18 | NO  |
| Inventive step (IS)           | Claims |            | YES |
|                               | Claims | 1-19       | NO  |
| Industrial applicability (IA) | Claims | 1-19       | YES |
|                               | Claims |            | NO  |

**2. Citations and explanations (Rule 70.7)**

Document 1: JP, 2002-327563, A (NEC Corp., Nihon Denki Information Technology, K.K.), 15 November, 2002 (15.11.02), full text, all drawings

Document 2: JP, 2001-193324, A (Denso Corp.), 17 July, 2001 (17.07.01), paragraphs [0011]-[0032], all drawings

The subject matters of claims 1-4 and 16-18 do not appear to be novel in view of document 1 (see full text, all drawings) cited in the ISR.

The subject matters of claims 5 and 19 do not appear to involve an inventive step in view of documents 1 and 2 cited in the ISR. Document 2 (see all drawings, particularly Fig. 5) describes that a door lock device is provided in a house, and a person skilled in the art could have easily installed a door lock device described in document 1 in a house as a house door lock device.

The subject matters of claims 6 and 7 do not appear to involve an inventive step in view of documents 1 and 2 cited in the ISR. Document 1 (see full text and all drawings, particularly paragraph [0021]) describes a constitution wherein user ID number data and key device ID number data can be erased/changed by means of communication from an administration server of a key device security service to a mobile terminal or an on-vehicle device.

The subject matters of claims 8-10 do not appear to involve an inventive step in view of documents 1 and 2 cited in the ISR. Document 2 describes that each of a mobile terminal and a transceiver device on the side of a key device is constituted of a Bluetooth transceiver device.

Document 2 also describes that user ID number data is composed of transmission number data.

In addition, document 1 (see full text and all drawings, particularly Fig. 4) describes a feature wherein an ID number comparison/matching part and a key device ECU are provided in a transceiver device on the side of a key device.

**Box No. VII Certain defects in the international application**

The following defects in the form or contents of the international application have been noted:

“This unlocking signal” in claim 1 is an error in writing for “this lock control signal”.

## Supplemental Box

In case the space in any of the preceding boxes is not sufficient.  
Continuation of: V

The subject matters of claims 11-15 do not appear to involve an inventive step in view of documents 1 and 2 cited in the ISR. A person skilled in the art could have easily created a constitution wherein a key device described in document 1 (see full text and all drawings) has the Bluetooth transceiver device described in document 2.

A constitution wherein an unlocking step of a key device is made a step to unlock a house door lock device is described in document 2 (see all drawings, particularly Fig. 5).

In addition, storing software necessary for control in a device in advance is a common practice, and a person skilled in the art could have easily conceived of the idea of storing this software in a transceiver device on the side of a key device or a mobile terminal, described in document 1.